

**City of Franklin Common Council
Regular Meeting Minutes
November 18, 2013**

The regular meeting of the Common Council of the City of Franklin, Indiana was called to order at 6:30 p.m. at City Hall, 70 E. Monroe Street, with Mayor Joseph E. McGuinness presiding. Council members Kenneth Austin, Stephen Barnett, Robert Henderson, and Stephen Hougland answered roll call. Clerk-Treasurer Janet P. Alexander, Clerk Treasurer's Assistant Kristi Bruther, City Attorney Lynnette Gray were also present.

Mayor McGuinness opened the meeting and asked the Clerk-Treasurer to call the roll. Mayor McGuinness led the assembly in a moment of silence and then a recitation of the Pledge of Allegiance.

Announcements & Presentations

Councilor Henderson requested a status update regarding the decision to discontinue the opening public prayer. City Attorney Gray stated that the matter is in front of the Supreme Court.

Consent Agenda

Mayor McGuinness presented the consent agenda for approval.

- Approval of the November 4, 2013 Common Council Minutes

Council President Barnett, seconded by Councilor Austin, made a motion to approve the consent agenda as presented. A voice vote was taken with all members stating aye. The motion carried.

Old Business

Council President Barnett, seconded by Councilor Henderson made a motion to read all items under Old Business by title only. A voice vote was taken with all members stating aye. The motion carried.

Public Hearing

Common Council Ordinance No.: 13-13 An Ordinance Approving a Resolution of the City of Franklin, Indiana Plan Commission, and Annexing Certain Property Contiguous to the Franklin Corporate Limits (To be known as Hougham Family Trust Annexation)

Mr. Harry “Mac” McNaught, a representative from Franklin Tech Park, provided a map for the proposed annexation of property, to be known as the Hougham Family Trust Annexation. Chief Financial Officer Mr. Jeff Hastings was also present to answer questions. Mr. McNaught stated the Plan Commission recommended approval of the annexation with a vote of 6-2. Mayor McGuinness stated this is the public hearing and opened the floor for public comments. No one asked to speak, and the public hearing was closed. It was stated this was the advertised the public hearing and that the adoption hearing will be held December 2, 2013.

Common Council Resolution No.: 13-28 A Resolution Adopting a Fiscal Plan of Services for the Annexation of Certain Territory (To be known as Hougham Family Trust Annexation) Senior Planner Myers appeared before the Council to present the fiscal plan of services for this annexation, to be known as the Hougham Family Trust Annexation. Since this area includes a portion of the Needham Fire District, the City will be required to reimburse the fire district for the lost tax revenue from this property that is used to pay their debt for the purchase of a fire truck. The Clerk Treasure estimated the amount due will not exceed \$150. Council President Barnett, seconded by Councilor Austin, made a motion to approve the fiscal plan of services presented. A voice vote was taken with all members stating aye. The motion carried.

Common Council Ordinance No.: 13-14 An Ordinance Approving Resolution No.: 13-27 of the City of Franklin, Indiana Plan Commission, Rezoning Certain Property to IL (Industrial Light) (To be known as Hougham Family Trust Rezoning) Mr. Harry McNaught appeared before the Council to present a request to rezone this property to Light Industrial. Mr. McNaught provided documentation in support of the request. Mayor McGuinness stated this is the public hearing and opened the floor for public comments. No one asked to speak, and the public hearing was closed. It was stated that this was the advertised public hearing and that the adoption hearing will be held on December 2, 2013. Councilor Austin, seconded by Council President Barnett, made a motion to table the rezoning ordinance until the next meeting. A voice vote was taken with all members stating aye. The motion carried.

New Business

Council President Barnett, seconded by Councilor Austin, made a motion to read all items under New Business by title only. A voice vote was taken with all members stating aye. The motion carried.

Common Council Budgetary Resolution No.: 13-11 A Common Council Budgetary Resolution Authorizing a Transfer from Clerk-Treasurer Supplies 200 to PERF 126 in the amount of \$690.00

Clerk-Treasurer Alexander presented a budgetary resolution 13-11 for the transfer of monies within the Clerk-Treasurer budget from 200 Supplies line item to the 126 PERF line item in the amount of \$690.00. Council President Barnett, seconded by Councilor Henderson, made a motion to approve Budgetary Resolution 13-11. A voice vote was taken with all members stating aye. The motion carried.

Other Business

Presentation of INDOT's Offer to Relinquish Control of SR-44 City Engineer Underhill appeared before the Council to provide a presentation on Indiana Department of Transportation (INDOT) offer to relinquish control of State Road 44 (SR 44). Mayor McGuinness announced that the documents are available electronically on the City's website and on the Council Members' iPads. Mr. Underhill announced that the City received \$2,279,200 from the MPO in Federal Aid for work along State Road 44. This project will encompass the section of roadway starting at Walnut Street east to Crowell Street. The estimated cost of the project is \$2.8M, 80% of which will be federal funds. The money will be available in 2016. City Engineer Underhill provided background information:

1. City of Franklin is in the INDOT Seymour District
2. The State of Indiana's fiscal year is July 1 to June 30.
3. The City of Franklin is a member of the Metropolitan Planning District (MPO), and all funding will funnel through the MPO.

City Engineer Underhill discussed the offer to relinquish control of SR 44 from the Indiana Department of Transportation (INDOT). He explained that INDOT will provide City authority/jurisdiction of SR 44 from the I-65 Interstate exchange to US 31, which is 3.7 miles. The City will be responsible for permitting, maintenance, road improvements, salting, cleaning, and policing authority for the truck route, etc. Upon execution of the contract and INDOT will process a one-time payment in the amount of

\$80,000 for interim maintenance during the transition period. City Engineer Underhill outlined the financial commitments being made by the State of Indiana in consideration of this transfer of control. He stated that the City will receive two payments in the amount of \$5,130,000 for transportation improvements, which is 80% of the planned funding for road projects, as well as two payments of \$1,282,200 for use as the City's 20% match for the projects. Over the course of two fiscal years the City will receive a total of \$12,824,400 in federal aid. The monies are not restricted to SR 44, but must be used on qualified transportation projects that are eligible and follows federal aid guidelines. Mayor McGuinness offered his support for the proposal. A discussion was held.

The consensus of the Council was to move forward by holding a public hearing at a joint meeting of the Council and Board of Works, inviting the public and members of the Plan Commission and RDC ideally during the next regular meeting on December 2, 2013. The public notice should reflect the joint meetings.

Adjournment

A motion and a second were made to adjourn. As there was no further business to come before the Common Council, the meeting adjourned at 8:07 p.m. The next regular meeting will be held Monday, December 2, 2013 at 6:30 p.m.

Respectfully submitted,

Janet P. Alexander, Clerk-Treasurer
Enrolled: 11-26-13

Joseph McGuinness, Mayor

Attest:

Janet P. Alexander, Clerk-Treasurer